

NEWSLETTER

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I. Approved diplomas

1. Moratoriums – Notice from Bank of Portugal

Notice from Bank of Portugal 2/2020, was published in the State Gazette no. 89/2020, Series II, on 07.05.2020, which details the duties of providing information to bank customers on the public moratorium, approved by Decree-Law no. 10-J/2020, of 26 March, and on private moratoriums.

2. Covid 19 - Extraordinary tax measures, reduced VAT rate

Law no. 13/2020 was published in the State Gazette no. 89/2020, on 07.05.2020, which establishes extraordinary tax measures, extends the limit for granting guarantees, in the context of the COVID-19 disease pandemic, and proceeds to the first amendment to Law No. 2/2020, of March 31, State Budget for 2020.

This Law, also establishes a temporary measure (from May 8, 2020, until December 31, 2020), which states that intra-Community transfers, imports and acquisitions of the following goods are subject to the reduced VAT rate of 6%:

- Respiratory protection masks;
- Skin disinfectant gel.

3. Covid 19 - Social protection measures

Decree-Law no. 20-C/2020 was published in the State Gazette no. 89/2020, on 07.05.2020, which establishes exceptional social protection measures, in the context of the COVID-19 pandemic, namely with the adoption of temporary measures to reinforce unemployment protection, and the creation of a special regime of access to social inclusion income.



4. Covid 19 - Percentage of profit from the sale of medical devices and personal protective equipment

Order No. 5503-A/2020 / A was published in the State Gazette No. 93/2020, of 13.05.2020, which determines that the percentage of profit in the wholesale and retail sale of medical devices and personal protective equipment identified in the annex to Decree-Law no. 14-E / 2020, of April 13, as well as of ethyl alcohol and alcohol-based skin disinfectant gel, is limited to a maximum of 15%.

5. COVID-19 – “ADAPTAR” Program - Incentives for security in micro, small and medium-sized companies

Decree-Law no. 20-G / 2020 was published in the State Gazette no. 94/2020, of 14.05.2020, which establishes the “ADAPTAR” Program, which aims to support companies in the effort to adapt and invest in its establishments, adjusting the methods of work organization and relationships with customers and suppliers to the new conditions in the context of the COVID-19 pandemic, ensuring compliance with the established rules and recommendations of the competent authorities.

6. Agreement between the Portuguese Republic and the Republic of Angola - Promotion and Reciprocal Protection of Investments

Notice no. 23/2020 was published in the State Gazette no. 98/2020 of 20.05.2020, which approves the entry into force of the Agreement between the Portuguese Republic and the Republic of Angola on Promotion and Reciprocal Protection of Investments, signed in Luanda, on February 22, 2008.

7. Covid 19 - Entities that benefit from VAT exemption in the acquisition of goods necessary to combat COVID-19

Order No. 5638-A / 2020 was published in the State Gazette no. 98/2020, of 20.05.2020, which approves the lists of entities that benefit from VAT exemption in the acquisition of goods needed to combat COVID-19.

8. Incentive Scheme for Entrepreneurship and Employment (S2E)

Ordinance No. 122/2020 was published in the State Gazette no. 100/2020, of 22.05.2020, which amends the Regulation that created the Incentive Scheme for Entrepreneurship and

Employment (S2E), approved by Ordinance No. 105/2017, of 10 March.

9. Specialized judgments of the administrative and tax courts - September 1

Ordinance No. 121/2020 was published in the State Gazette no. 100/2020, of 22.05.2020, which determines September 1st 2020 as the date for the specialized courts to start operating administrative and tax judgements.

10. Covid 19 - Extraordinary measures - Cultural and artistic scope

Law no. 19/2020 was published in the State Gazette no. 105/2020, of 29.05.2020, which establishes extraordinary and temporary measures to respond to the COVID-19 pandemic in the cultural and artistic scope, festivals and shows of a similar nature, proceeding to the second amendment to Decree-Law no. 10-I / 2020, of 26 March.

11. Covid 19 - Extension of deadlines for support measures for families

Law no. 18/2020 was published in the State Gazette no. 105/2020, of 29.05.2020, which extends the deadlines for measures to support families in the context of the current public health crisis, making the first amendment to Law no. 7/2020, of 10 April.

12. Covid 19 - Delays in rent payments

Law no. 17/2020 was published in the State Gazette no. 105/2020, of 29.05.2020, which alters the exceptional regime for situations of delay in the payment of rent due under contracts of urban housing and non-housing leases, in the context of the pandemic COVID-19, making the first amendment to Law no. 4-C / 2020, of April 6.

13. Covid 19 - Training plan

Order No. 6087-A / 2020 was published in the State Gazette No. 109/2020, of 04-06-2020, which determines the implementation by the Institute of Employment and Professional Training , of the actions provided for in the training plan, cumulative with the extraordinary support for the maintenance of employment contracts in a situation of business crisis, provided for in Decree-Law no. 10-G / 2020, of 26 March.

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14. Covid 19 - Extraordinary credit protection measures, as well as a special State personal guarantee regime

Decree-Law no. 26/2020 was published in the State Gazette no. 115/2020, of 16.06.2020, which alters the extraordinary measures to protect the credits of families, companies, private charities and other entities of the social economy, as well as a special regime of personal guarantees of the State.

15. Covid 19 - Extension of extraordinary support for the maintenance of employment contracts in a business crisis

Decree-Law no. 27-B / 2020 was published in the State Gazette no. 118/2020 of 19.06.2020, which extends the extraordinary support to the maintenance of employment contracts in business crisis situations and creates other measures to protect employment, under the Economic and Social Stabilization Program.

16. Covid 19 - Extension of the exceptional measure on social security financial contributions

Ordinance No. 160/2020 was published in the State Gazette no. 123/2020, of 26.06.2020, which extends the term of the exceptional measure on social security financial contributions, approved through of Ordinance No. 85-A / 2020, of April 3.

17. Covid 19 - Penalty regime in the scope of the calamity, contingency and alert status

Decree-Law no. 28-B / 2020 was published in the State Gazette no. 123/2020, of 26.06.2020, which establishes the administrative penalty regime, within the scope of the calamity, contingency and alert status.

II. Doctrinal Records

1. COVID-19 - Extension of the term for the Patronage tax benefits and Stamp Duty exemption

Order No. 157/2020 XXII, dated 04.05.2020 was made available, which extends the deadline until July 31, 2020 for the applicability of the tax benefits provided for in the Patronage Statute and exclusion of taxation in Stamp Duty, within the scope of COVID-19 pandemic.

2. Covid-19 - VAT - Extension of deadlines for reporting obligations

Circulated Official Letter No. 30221, dated 12.05.2020, was made available, which extends the period for submission of the VAT Returns and payment of the respective tax, establishes the possibility of computing the tax based on the *e-fatura*, as well as the extension of the deadline for submission of the accounting and tax information declaration, annexes and recapitulative statements.

III. European Commission

1. Covid 19 - Creation of temporary support to mitigate the risks of unemployment in an emergency

It was published on the Official Journal of the European Union no. L 159/1, of 20.05.2020, the Council Regulation (EU) 2020/672 of 19 May 2020 on the creation of a European temporary support to mitigate the risks of unemployment in an emergency situation following the outbreak of COVID-19.

2. Common Customs Tariff

It was published in the Official Journal of the European Union no. L 167/1, of 29.05.2020, the Commission Implementing Regulation (EU) 2020/712 of 25 May 2020 amending Annex I to Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff.

3. Promotion of sustainable investment

It was published in the Official Journal of the European Union no. L 198/13, of 22.06.2020, Regulation (EU) 2020/852 of the European Parliament and of the Council of 18 June 2020 on the establishment of a regime for the promotion of sustainable investment, and amending Regulation (EU) 2019/2088.

4. Optional deferral of deadlines - DAC 6 - Communication of cross-border mechanisms

It was published in the Official Journal of the European Union no. L 204/46, of 26.06.2020, Council Directive (EU) 2020/876, of 24 June 2020, which amends Directive 2011/16 / EU, in view of the urgent need to defer certain deadlines for the presentation and exchange of information in the field of taxation due to the disease pandemic COVID-19 - Optional delay of deadlines (DAC 6 - Communication of cross-border mechanisms).

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